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RANBAXY INC
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12 DEC 2006

In re Application of :
SALMAN *et al* :
U.S. Application No.: 10/552,455 :
PCT No.: PCT/IB2004/000012 :
Int. Filing Date: 07 January 2004 :
Priority Date: 11 April 2003 :
Attorney Docket No.: RLL-256.3CIPUS :
For: AZABICYCLO DERIVATIVES AS :
MUSCARINIC RECEPTOR :
ANTAGONISTS :

DECISION

This decision is in response to the communication filed 15 November 2006 in the United States Designated/Elected Office (DO/EO/US) which are treated under 37 CFR 1.181. No fee is required.

BACKGROUND

On 07 October 2005, applicants filed papers to enter the national stage of PCT/IB2004/000012. The transmittal letter (Form PTO-1390) indicated in box number nine that an oath or declaration of the inventors was provided. However, the declaration filed was not signed by any of the inventors.

On 11 September 2006, the DO/EO/US mailed a Notification of Acceptance of Application Under 35 U.S.C. 371 and 1.495 (Form PCT/DO/EO/903) indicating that all requirements of 35 U.S.C. 371 were completed on 07 October 2006.

On 15 November 2006, applicants filed the subject communication.

DISCUSSION

In the response filed 15 November 2006, applicants claim that a declaration in compliance with 37 CFR 1.497(a) and (b) has not yet been provided.

A review of the application verifies that the declaration filed on 07 October 2005 was unexecuted.

Thus, the Form PCT/DO/EO/903 should not have been mailed.

CONCLUSION

Applicants' petition under 37 CFR 1.181(a) is **GRANTED**.

The Form PCT/DO/EO/903 mailed 11 September 2006 was sent in error and is hereby **VACATED**.

This application is being forwarded to the DO/EO/US for further processing including mailing a Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (Form PCT/DO/EO/905) indicating that an oath or declaration in compliance with 37 CFR 1.497(a) and (b) and a surcharge fee pursuant to 37 CFR 1.492(h) are required.



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